

1 Sonya D. Winner, SB # 200348
2 David M. Jolley, SB # 191164
3 Margaret G. May, SB # 234910
COVINGTON & BURLING LLP
One Front Street
San Francisco, CA 94111
Telephone: (415) 591-6000
Facsimile: (415) 591-6091
mmay@cov.com

6 Attorneys for Defendants
7 WELLS FARGO BANK, N.A. and
WELLS FARGO & CO.

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UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

11 CLAUDIA SANCHEZ, ERIN WALKER
12 and WILLIAM SMITH, as individuals, and
on behalf of all others similarly situated,

13 Plaintiffs,

14 v.
15

16 WELLS FARGO & COMPANY; WELLS
FARGO BANK, N.A.; and DOES 1 through
125,

17 Defendants.
18

Civil Case No.: CV-07-5923 WHA

**DECLARATION OF
MARGARET G. MAY IN
SUPPORT OF DEFENDANTS'
OPPOSITION TO PLAINTIFFS'
MOTION FOR LEAVE TO FILE
A FIRST AMENDED COMPLAINT**

Date: May 1, 2008
Time: 8:00 a.m.
Courtroom 9, 19th Floor

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1 I, Margaret G. May, declare as follows:

2 1. I am an attorney in the law firm of Covington & Burling LLP, counsel of
 3 record for defendants Wells Fargo Bank, N.A. and Wells Fargo & Co. ("Wells Fargo") in this
 4 action. I am licensed to practice law in the State of California. The matters set forth herein are
 5 true and correct of my own personal knowledge. If called as a witness, I could and would
 6 testify competently thereto.

7 2. On March 7, 2008, Wells Fargo served on each plaintiff the following
 8 discovery requests: Special Interrogatories from Wells Fargo Bank, N.A. (Set One), Special
 9 Interrogatories from Wells Fargo & Co. (Set One), Requests for Production of Documents from
 10 Wells Fargo Bank, N.A. (Set One), Requests for Production of Documents from Wells Fargo &
 11 Co. (Set One), and Requests for Admission from Wells Fargo Bank, N.A. (Set One).

12 3. On March 20, 2008, Plaintiffs served on Wells Fargo the following
 13 discovery requests: Plaintiffs' Requests for Production of Documents Propounded to Defendant
 14 Wells Fargo Bank, N.A. [Set One], Plaintiffs' Requests for Production of Documents
 15 Propounded to Defendant Wells Fargo & Company [Set One], Plaintiffs' Special Interrogatories
 16 Propounded to Defendant Wells Fargo Bank, N.A. [Set One], Plaintiffs' Special Interrogatories
 17 Propounded to Defendant Wells Fargo & Company [Set One], Plaintiffs' Notice of Taking
 18 30(b)(6) Witness Depositions of Defendants.

19 4. On March 21, 2008, all parties to this action served their Initial
 20 Disclosures pursuant to Rule 26(a)(1)(A). A true and correct copy of Plaintiffs' Initial
 21 Disclosure (exhibits omitted) is attached hereto as **Exhibit 1**.

22 5. On March 21, 2008, Richard D. McCune, counsel for plaintiffs, offered to
 23 have Veronica Gutierrez and Tim Fox, the two new plaintiffs named in the proposed First
 24 Amended Complaint, respond to Wells Fargo's first set of discovery requests on the same
 25 timetable as the original plaintiffs.

26 6. On March 27, 2008, I participated in a telephone call with Mr. McCune
 27 regarding discovery and other issues. During the call, Mr. McCune represented that it would
 28 take 45 to 60 days for him to gather identifying and contact information for all 63 witnesses

1 identified in Plaintiffs' Initial Disclosure. During that same call, Mr. McCune requested a two-
2 week extension to respond to Wells Fargo's first set of discovery requests. Wells Fargo agreed
3 to this extension, and plaintiffs agreed to a corresponding extension of Wells Fargo's deadline to
4 respond to plaintiffs' discovery requests.

5 7. Representatives of Wells Fargo Bank, N.A. have represented to me
6 during the course of this case that account number, address, or other identifying information is
7 needed in order to ascertain and verify whether a particular individual is a customer of Wells
8 Fargo Bank, N.A. It is very often the case, for example, that Wells Fargo Bank, N.A. will have
9 multiple customers with the same name, or the name on an account may be slightly different
10 than that used in the complaint.

11 I declare under penalty of perjury of the laws of the State of California that the
12 foregoing is true and correct.

13 Executed on April 10, 2008, in San Francisco, CA.

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/s/

Margaret G. May

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